IFU

JAN 0 9 2007
IN THE

PATENT Customer No. 22,852 Attorney Docket No. 04329.3274

Group Art Unit: 2681

Examiner: Unknown

Confirmation No.: 3481

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Shigeo TERABE

Application No.: 10/801,556

,

Filed: March 17, 2004

For: MOBILE COMMUNICATION SYSTEM,

RADIO CONTROL STATION, BASE STATION AND MOBILE STATION FOR THE SYSTEM, AND PARAMETER

DETERMINATION METHOD EMPLOYING PARALLEL COMBINATORY SPREAD-

SPECTRUM SCHEME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents on the attached listing. To the knowledge of the undersigned, this Information Disclosure Statement ("IDS") is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

The listed document JP-2002-238073 was cited in the attached Notification of Reasons for Rejection ("Notification") from the Japanese Patent Office in a corresponding Japanese Patent Application. A copy of JP-2002-238073 is included.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached

form. In lieu of a statement of relevance or translation of the non-English documents, an English language version of the Notification citing the document and setting forth the relevance thereof is enclosed. Applicant does not necessarily endorse the conclusions set forth in the Notification.

Further, although JP-2002-152086 was also cited and discussed in the Notification, JP-2002-152086 was previously cited in Applicant's IDS filed on March 17, 2004. Therefore, JP-2002-152086 is not included in the attached listing and a copy of JP-2002-152086 is not being provided.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: January 3, 2007

Wenye Tan, Reg. No. 55,662

IDS Form PTO/SB/08: Substitute for the state of the state	form 1449A/PTO
--	----------------

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)
Sheet 1 of

	Complete if Known	OIPE		
Application Number	10/801,556	1/2		
Filing Date	March 17, 2004	/		
First Named Inventor	Shigeo TERABE	JAN 0 3 2007		
Art Unit	2681	7		
Examiner Name	Unknown	12		
Attorney Docket Number	r 04329.3274	PADDUART		

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Cite No.1	Document Number	Issue or	Name of Patentee or	Pages, Columns, Lines, Where	
	No.'	Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevan Figures Appear
		US-			

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

	FOREIGN PATENT DOCUMENTS					
Examiner Initials	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		JP-2002-152086	05-24-2002			
		JP-2002-238073	08-23-2002			

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶		
		Notification of Reasons for Rejection from Japanese Patent Office mailed on September 25, 2006, in Japanese Patent Application No. 2003-199294 and English translation thereof.	Yes	
			<u> </u>	

Examiner	Date	
	1 2010	
Signature	Considered	
79.11.10	Loonsidered	